



**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q76053

Moonyoung WOO, et al.

Appln. No.: 10/761,317

Group Art Unit: 2155

Confirmation No.: 3094

Examiner: NOT YET ASSIGNED

Filed: January 22, 2004

For: BROWSER TESTING SYSTEM AND METHOD THEREOF

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.97 and 1.98**

**MAIL STOP AMENDMENT**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/761,317

under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required. Nevertheless, since a Statement can be made a Statement is submitted herewith.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicants submit the following explanations:

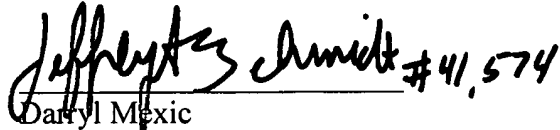
*Submitted herewith is an English language Abstract of Japanese Patent Laid-open Publication No. 2000-7266. Also, Japanese Patent Laid-open Publication No. 2003-508849 submitted herewith corresponds with International Publication No. WO 01/16753. Additionally, submitted herewith are English language Abstracts of Reference 3, Nikkei Internet Technology Special topic of Management, Analysis, and Monitoring for Web “Management, Analysis, and Monitoring for the system having an influence on business results in the Web Age”, Reference 4, Microsoft Developer Network Magazine “Load Test Tool for Web Application [Webload]”, and Reference 5, Nikkei Internet Solutions “Load Test Tool for Web Application, configuring pseudo real world, creating the difference between the reality of virtual access and the information collecting facility of server”*

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

INFORMATION DISCLOSURE STATEMENT  
U.S. Appln. No.: 10/761,317

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

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WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: August 9, 2006



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**STATEMENT UNDER 37 C.F.R. § 1.97(e)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

Respectfully submitted,

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Date: August 9, 2006

Substitute for Form 1449 A &amp; B/PTO

Complete if Known

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

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of

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Application Number	10/761,317
Confirmation Number	3094
Filing Date	January 22, 2004
First Named Inventor	Moonyoung WOO
Art Unit	2155
Examiner Name	NOT YET ASSIGNED
Attorney Docket Number	Q76053

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code <sup>2</sup> (if known)		
		US			
		US			
		US			
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		US			
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		US			
		US			

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
		WO	01/16753	A2	3/8/2001	MERCURY INTERACTIVE CORPORATION	
		JP	2003-508849	A	3/4/2003		Corresponds with WO 01/16753
		JP	2000-76266	A	3/14/2000	INTERNATL BUSINESS MACH CORP <IBM>	Abstract

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation <sup>6</sup>
		Reference 3, Nikkei Internet Technology Special topic of Management, Analysis, and Monitoring for Web "Management, Analysis, and Monitoring for the system having an influence on business results in the Web Age	Abstract
		Reference 4, Microsoft Developer Network Magazine "Load Test Tool for Web Application [Webload]"	Abstract
		Reference 5, Nikkei Internet Solutions "Load Test Tool for Web Application, configuring pseudo real world, creating the difference between the reality of virtual access and the information collecting facility of server"	Abstract

Examiner Signature

Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov), MPEP 901.04 or follow the hyperlink from the title of the document to the intranet. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to indicate here if English language Translation is attached.